

#12
3-3-05

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: E. KANTOROVICH et al.
Serial Number: 09/623,288 ✓
5 Filed: November 1, 2000
For: DETERMINATION OF ACOUSTIC VELOCITY IN BONE
Art Unit: 3737
Examiner: JAWORSKI, FRANCIS J.

10 Mail Stop Amendment
Honorable Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED
JUL 21 2004
TECHNOLOGY CENTER R3700

15 RESPONSE TO AN OFFICE ACTION

Sir:

The present letter and attached Terminal Disclaimer to Obviate a Double Patenting Rejection Over a Prior Patent are in response to the office action mailed on April 13, 2004.

20 REMARKS

In the Office Action mailed April 13, 2004, claims 27 and 28 are allowed and claims 1-4, 7-26, 29-37 are rejected under the judicially created doctrine of obviousness type double patenting over claims in U.S. Patent 6,221,019.

In response, applicants attach herewith a terminal disclaimer under 37 CFR
25 1.321(c).

Allowance of the claims is respectfully awaited.

Respectfully submitted,
E. KANTOROVICH, et al.

30

July 13, 2004

Maier Fenster
Reg. No. 41,016

35 Aaron C. Deditch
Kenyon & Kenyon
One Broadway
New York, NY 10004-1050

40 Tel: (212) 425-7200